

OFFICIAL GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

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Department of Personnel and Administrative Reforms

Personnel Division

Corrigendum

12-4-77-Div. I

In the Schedule attached to the Notification No. 12-4-77-Div. I dated 17th April, 1978 published in Official Gazette Series I No. 3 dated 20th April, 1978 regarding Government of Goa, Daman and Diu Vigilance Division of Secretariat, Group 'C' (Ministerial non-gazetted) posts Recruitment Rules, 1978, the following correction is made:—

1. "Two years" in column No. 9 under the heading "period of probation, if any", is to be read as "Not applicable".

By order and in the name of the Administrator of Goa, Daman and Diu.

Chaman Lal, Joint Secretary.

Panaji, 8th August, 1978.

Home Department (General)

Notification

HD(T)/8-19/77

Whereas certain draft rules further to amend the Goa, Daman and Diu Motor Vehicles Rules, 1965 were published as required by sub-section (1) of section 133 of the Motor Vehicles Act, 1939 (Central Act 4 of 1939), at page 87 of the Official Gazette No. 6, Series I, dated 11-5-78 under the Notification No. HD(T)/8-19/77 dated 28/4/78 of the Home Department, Government of Goa, Daman and Diu, inviting objections and suggestions from all persons likely to be affected thereby till thirty days from the date of publication of the said Notification in the Official Gazette;

And whereas the said Gazette was made available to the public on 11-5-78;

And whereas no objections and suggestions have been received from the public on the said draft by the Government;

Now, therefore, in exercise of the powers conferred by clause (gg) of sub-section (2) of sec-

tion 68 of the Motor Vehicles Act, 1939 (Central Act 4 of 1939), as applicable to the Union territory of Goa, Daman and Diu and all other powers enabling him in that behalf, the Lieutenant Governor of Goa, Daman and Diu hereby makes the following rules so as to further amend the Goa, Daman and Diu Motor Vehicles Rules, 1965, namely:—

1. **Short title and commencement.**— (1) These rules may be called the Goa, Daman and Diu Motor Vehicles (Forty Third Amendment) Rules, 1978.

(2) They shall come into force at once.

2. **Amendment of rule 4.14.**— In rule 4.14 of the Goa, Daman and Diu Motor Vehicles Rules, 1965, after sub-rule (2), the following sub-rule and explanations shall be inserted, namely:

"(3) Notwithstanding anything contained in sub-rules (1) and (2), the fees for grant or renewal of permits shall be charged at half the rate to the persons belonging to Scheduled Castes and Scheduled Tribes.

Explanation 1.— For the purpose of this sub-rule, "Scheduled Castes" means such castes, races or tribes or parts of or groups within such castes, races or tribes, as are deemed to be Scheduled Castes in relation to the Union territory of Goa, Daman and Diu under article 341 of the Constitution of India.

Explanation 2.— For the purpose of this sub-rule, "Scheduled Tribes" means such tribes or tribal communities or parts of or groups within, such tribes or tribal communities as are deemed to be Scheduled Tribes in relation to the Union territory of Goa, Daman and Diu under article 342 of the Constitution of India."

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

K. B. Verekar, Under Secretary (Home).

Panaji, 25th July, 1978.

Local Administration and Welfare Department

Rules for the Goa, Daman and Diu Scheme
for Subsidies to Families

7-13-75-LSG(Part)

In exercise of the powers conferred by Article 15 of the Legislative Diploma No. 1984 dated 14/4/1960,

the Administrator, Goa, Daman and Diu is pleased to make the following rules.

1. i) These rules may be called "The Goa, Daman and Diu Scheme for subsidies to Families Rules 1978".

ii) They shall come into force with effect from their date of publication in the Official Gazette.

2. **The Object of the Scheme.**—The object of the scheme is to provide for the payment of temporary financial assistance to families unable to maintain themselves with their earnings or deprived of their earning members or in financial crisis due to accident, illness or other unforeseen circumstances.

3. **Applicability of the Scheme.**—This scheme shall apply to applicants having permanent residence in the Union Territory of Goa, Daman and Diu or who are domiciled and have resided in this territory for a continuous period of not less than five years immediately preceding the date of application.

4. **Definitions.**—In these rules unless the context otherwise requires.

a) (i) "Institute" means the Institute of Public Assistance (Providoria).

(ii) "Director" means the Director of Institute of Public Assistance (Providoria).

(iii) "Secretary" means the Secretary in charge of the Institute of Public Assistance (Providoria).

(iv) "Council" means the council of the Institute of Public Assistance (Providoria).

5. **Eligibility for Grant of Assistance.**—(i) For the purpose of this scheme the applicant shall belong to or come under any of the following categories.

(i) A Family unable to maintain themselves with.

(ii) A family deprived of its earning member.

(iii) A destitute woman such as a widow, one deserted by the husband or a divorcee having dependant children.

(iv) A family having at its care individuals of age over 60 years incapable of doing any work.

(v) A family having dependant members who are physically handicapped, mentally insane or suffering from disease incapacitating them from doing any kind of work.

(vi) A family having dependant members suffering from disease like heart trouble, T. B. Cancer, Leprosy etc.

Note: Children of 18 years and above shall not be considered dependant for the subsidy under this scheme unless they are incapable of doing any kind of work.

(ii) The income of the family from all sources shall not exceed Rs. 25/- per mensem.

(iii) No person shall be eligible for assistance under this scheme if he or she or any member of his/her family is in receipt of any pension, grant in aid or assistance under any other Welfare Scheme instituted by or with the aid of the Government or a local authority or the Institute.

6. **Quantum of Assistance.**—The amount of assistance shall be regulated as follows:—

Sr. No.	Number of family members	Account of Assistance
1.	2 members	Rs. 40/- p. m.
2.	3 members	Rs. 50/- p. m.
3.	4 members and above	Rs. 60/- p. m.

7. **Number of Vacancies.**—The number of vacancies under this scheme shall be fixed by the Council from time to time with the approval of the Government.

8. **Mode of application.**—(i) Application for assistance under this scheme shall be submitted in the prescribed form to the Director. The requisite application form shall be supplied to the applicants on request free of charge by the Institute.

(ii) The application shall be supported by an income certificate from the Sarpanch of the Village Panchayat or the President of the Municipality as the case may be, where the applicant has been residing for not less than one year from the date of application.

9. **Verification.**—(i) The Director shall carry out detailed enquiries into the financial and economic conditions of the applicant and into other particulars given in the application form, for the purpose of verification he may conduct enquiries personally or through the Mamlatdar or the Block Development Officer of the respective Taluka in which the applicant resides.

(ii) On the spot investigation may be made by the Social Workers of the Institute in case of any doubts.

(iii) While making enquiries into families having dependant members who are physically or mentally handicapped or suffering from any disease, the Director may, if deemed necessary, direct the applicant to produce such a dependent member to the Medical Officer of the nearest Government Hospital or Dispensary to obtain a medical certificate of his disability or disease which will be issued by the concerned Medical Officer free of Charge.

(iv) The applications shall, thereafter, be carefully scrutinised in the Head Office of the Institute and in case the applicant is found to be deserving, his name shall be registered in the Book of Subsidies to Families.

(v) The Director shall be the sanctioning authority and he shall pass orders on each case after having personally satisfied himself of the merits of the case. The decision of the Director shall be final. The order passed on each application by the Director shall be communicated to the applicant.

10. **Period of Assistance.**—(i) The subsidy once sanctioned shall be valid for 2 years.

(ii) After the completion of 2 years fresh investigations shall be carried out to find out if the economic condition of the family of the beneficiary has improved or continued to be the same. In case it is found that continuation of assistance is recommendable, the Director may authorise the continuation for further two years.

(iii) The same procedure shall be repeated at the end of the fourth year and if the case is found to be still deserving the Secretary may authorise the continuation of the assistance for another two years.

(iv) The assistance under this scheme shall, as a rule lapse after 6 years. However, if it is found that the beneficiary is a really deserving case and his economic condition has not at all improved and all the dependant members of the family are under the age of 18 years, or any member having attained that age is physically or mentally handicapped or suffering from any disease, incapacitating him to do any kind of work, the Secretary may further authorise the continuation of the assistance for a further period of two years.

11. Powers to Review and Cancellation.— Any assistance granted under these rules shall be liable to cancellation or modification if it is found that it was granted on misrepresentation or mistake of fact or on account of fraud or any procedural irregularity or if the condition for which the assistance was granted no longer exists. The Director or any authority superior to him will be competent to order such cancellation or modifications. No such cancellation or modification shall be ordered without giving an opportunity to the person who will be affected by such order to show cause against such order. The person affected by such order shall not be liable for refund of any amount already received by him by way of assistance.

12. Mode of Disbursement.— The payment of assistance under this scheme will be made fully in cash through the Block Development Officers or Village Panchayats, or at the Head Office of the Institute monthly or bimonthly. The amount may also be remitted by the Director to the beneficiary by MO without deducting the commission. When the MO has been returned due to the fault of the beneficiary (for example due to change of address of the beneficiary which has not been communicated to the Director in time.) The MO commission in sending the assistance a second time shall be borne by the beneficiary. In such cases the amount of assistance need be sent only after deducting the MO commission, whenever found feasible, the Director may also effect the pay by crediting the amount to the bank account of the beneficiary.

13. Intimation regarding change of address.— (i) The beneficiary shall intimate in writing any change in his address to the Director.

(ii) If a beneficiary leaves this Territory and continue to live in another state, or Union Territory the assistance shall be discontinued from the month in which he leaves this Territory.

14. Death of Beneficiary.— In case of death of a beneficiary on the live register the amount of subsidy may be transferred to the next of kin for the rest of the stipulated period. The discretion in this regard shall vest with the Director.

15. Accounting procedure.— Accounting Procedure to be followed for this scheme shall be laid down by the Director.

16. Supersession and Savings.— (i) These rules will supersede all the existing rules on the subject.

(ii) Notwithstanding such supersession any assistance granted under the earlier rules shall be

deemed to be assistance granted under these rules with effect from the date on which these rules come into force.

By order and in the name of the Administrator of Goa, Daman and Diu.

E. N. Rodrigues, Under Secretary (Revenue).

Panaji, 2nd August, 1978.

Rules for the Goa, Daman and Diu Scheme for Subsidies to Individuals

7-13-75-LSG(Part)

In exercise of the powers conferred by Article 15 of the Legislative Diploma No. 1948 dated 14/4/1960, the Administrator, Goa, Daman and Diu is pleased to make the following rules:

1. (i) These rules may be called the Goa, Daman and Diu Scheme for Subsidies to Individuals Rules, 1978.

(ii) They shall come into force with effect from the date of publication in the Official Gazette.

2. **Object of the Scheme.**— The object of the scheme is to provide for the payment of financial assistance to destitute persons coming under the following categories:

- i. Old Age Destitutes.
- ii. Disabled Destitutes.
- iii. Widow Destitutes.

3. **Applicability of the Scheme.**— This scheme shall apply to destitute persons having permanent residence in the Union Territory of Goa, Daman and Diu or who are domiciled and have resided in this Territory for a continuous period of not less than five years immediately preceding the date of application.

4. **Definitions.**— In these rules unless the context otherwise requires:—

a. (i) "Institute" means the Institute of Public Assistance (Providoria).

(ii) "Director" means the Director of Institute of Public Assistance (Providoria).

(iii) "Secretary" means the Secretary in charge of the Institute of Public Assistance (Providoria).

(iv) "Council" means the council of the Institute of Public Assistance (Providoria).

b. (i) "Old Age Destitute" means a person above 60 years of age without any source of income or having only a nominal income below Rs. 15/- per month and who has no relative aged twenty years or above who is in a position to support him/her belonging to any of the following categories.

(i) Son/daughter (ii) Son's Son (iii) husband/wife.

(ii) "Disabled Destitute" means a person who is deaf, dumb or blind or orthopaedically handicapped or mentally retarded and is completely infirm or permanently incapacitated to earn a living and

without any source of income or having only a nominal income below Rs. 15/- per mensem and who has no relative aged twenty years or above who is in a position to support him/her, belonging to any of the following categories,

- (i) Father (ii) Mother (iii) husband/Wife
(iv) Son/Daughter.

(iii) "widow Destitute" means a woman who has lost her husband through death, who has not remarried and is without any source of income or has only a nominal income below Rs. 15/- per mensem and who has no relative aged twenty years or above who is in a position to support her belonging to any of the following categories:

- (i) Father (ii) Mother (iii) Son/Daughter.

Explanation: A woman shall be deemed to be a widow for the purpose of these rules if she is a divorcee or her husband has deserted her or is missing for more than seven years and the Director is satisfied by such enquiry as he deems necessary that she is a divorcee or her husband has deserted her or is missing for more than seven years.

5. Conditions for Grant of Assistance.— (i) Notwithstanding anything contained in these rules no person shall be eligible for assistance under these rules if:—

- (a) he/she resorts to habitual begging.

- (b) he/she is admitted to any institution run by or with the aid or the Government or a local authority or the Institute.

(ii) No person shall be eligible for the assistance if he/she is in receipt of any pension or grant in aid or assistance under any other Welfare Scheme instituted by or with the aid or the Government or a local authority or the Institute.

6. Quantum and Period of Assistance.— (i) The amount of assistance shall be Rs. 30/- (thirty) per month.

(ii) The assistance once sanctioned shall be valid till the applicant's death.

(iii) The assistance is not transferable.

7. Number of Vacancies.— The number of vacancies under this scheme shall be fixed by the Council from time to time with the approval of the Government.

8. Mode of application.— (i) Application for assistance under this scheme shall be submitted in the prescribed form to the Director. The requisite application form shall be supplied to the applicants on request free of charge by the Institute.

(ii) The application shall be supported by an income certificate from the Sarpanch of the Village Panchayat or the President of the Municipality as the case may be, where the applicant has been residing for not less than one year from the date of application.

(iii) In case of an insane person or a person is physically incapacitated to sign the application, the application may be submitted by the guardian. In case of illiterate person the thumb impression shall be taken.

9. Verification.— (i) The Director shall carry out detailed enquiries into the financial and economic conditions of the applicant and into other particulars given in the application form. For the purpose of verification he may conduct enquiries personally or through the Mamlatdar or the Block Development Officer of the respective Taluka in which the applicant resides.

(ii) On the spot investigation may be made by the Social Workers of the Institute in case of any doubts.

(iii) In respect of applications from Old Age Destitutes the age may be verified from that given in the school record, church record, voter's list or Birth Certificate issued by the Registrar of Births and Deaths. In cases where verification of age is not possible as described above, the Director may direct the applicant to the Medical Officer in charge of nearest Government Hospital or Dispensary to obtain a medical certificate of age which shall be issued free of charge.

(iv) While making enquiries into application of Disabled Destitutes, the Director may, if deemed necessary, direct the applicant to the Medical Officer of the nearest Government Hospital or Dispensary to obtain a medical certificate of his disability which will be issued by the concerned Medical Officer free of Charge.

(v) The applications shall, thereafter, be carefully scrutinised in the Head Office of the Institute and in case the applicant is found to be deserving, his name shall be registered in the Book of Subsidies to Individuals.

(vi) The Director shall be the sanctioning authority and he shall pass orders on each case after having personally satisfied himself of the merits of the case. The decision of the Director shall be final. The order passed on each application by the Director shall be communicated to the applicant.

(vii) Where the Director feels that the operation of the rules relating to the relatives will result in denial of assistance in deserving individual cases, he may recommend such cases to the Secretary together with full details for relaxation of rules. The Secretary will be competent to relax the rules relating to prohibited categories after having personally satisfied himself of the merits of case.

10. Powers to Review and Cancellation.— (i) Any assistance granted under these rules shall be liable to cancellation or modification if it is found that it was granted on misrepresentation or mistake of fact or on account of fraud or any procedural irregularity or any change in the beneficiary's personal income. The assistance shall also be cancelled if the beneficiary resorts to professional beggary. The Director or any authority superior to him will be competent to order such cancellation or modifications. No such cancellation or modification shall be ordered without giving an opportunity to the person who will be affected by such order to show cause against such order. The person affected by such order shall not be liable for refund or any amount already received by him by way of assistance.

(ii) The assistance shall cease to be payable from the month in which the beneficiary dies or from the month in which the fact that the beneficiary has ceased to be destitute is known.

(iii) The claim of a widow destitute for the assistance sanctioned under these rules shall cease to have effect on her remarriage.

11. Mode of Disbursement. — (i) The payment of assistance under this scheme will be made fully in cash through the Block Development Officers or Village Panchayats, or at the Head Office of the Institute monthly or bimonthly. The amount may also be remitted by the Director to the beneficiary by MO without deducting the commission. When the MO has been returned due to the fault of the beneficiary (for example due to change of address of the beneficiary which has not been communicated to the Director in time.) The MO commission in sending the assistance a second time shall be borne by the beneficiary. In such cases the amount of assistance need be sent only after deducting the MO commission. Wherever found feasible, the Director may also effect the payment by crediting the amount to the bank account of the beneficiary.

12. Intimation Regarding Change of Address: —

(i) The Beneficiary shall intimate in writing any change in his address to the Director.

(ii) If a beneficiary leaves this Territory and continue to live in another State, or Union Territory the assistance shall be discontinued from the month in which he leaves this Territory.

13. Death of Beneficiary. — If a beneficiary under the scheme dies, the village Panchayat Secretary shall soon report the fact to the Director through the Block Development Officer. The Director shall make a note of the fact of death in red ink in the Register of Subsidies maintained in his office.

14. Periodical Review of Eligibility. — Every two years the Director shall conduct a verification whether the beneficiary continued to be destitute and submit a report to the Secretary.

15. Accounting procedure. — Accounting Procedure to be followed for this scheme shall be laid down by the Director.

16. Supersession and Savings. — (i) These rules will supersede all the existing rules on the subject.

(ii) Notwithstanding such supersession any assistance granted under the earlier rules shall be deemed to be assistance granted under these rules with effect from the date on which these rules come into force.

By order and in the name of the Administrator of Goa, Daman and Diu.

E. N. Rodrigues, Under Secretary (Revenue).

Panaji, 2nd August, 1978.